

CHAPTER 184**GAMES OF SKILL OR CHANCE, AND RAFFLES***S.F. 55*

AN ACT to remove the requirement that a gambling license cannot be issued for a period of two years for a location for which a gambling license was revoked, and removing the prohibition against conducting games of skill, games of chance, and raffles on the premises of a liquor control licensee or beer permittee, and relating to the age of individuals allowed to be present at a bingo occasion, and providing an effective date.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 99B.2, subsection 1, unnumbered paragraph 2, Code 1987, is amended to read as follows:

~~A license shall not be issued for a location for which a previous license issued under this chapter or chapter 123 has been revoked until the period of the revocation or revocations has elapsed.~~ A license shall not be issued to an individual whose previous license issued under this chapter or chapter 123 has been revoked until the period of revocation or revocations has elapsed. This prohibition applies even though the individual has created a different legal entity than the one to which the previous license that had been revoked was issued. Except as otherwise provided in this chapter, a license is valid for a period of two years from the date of issue. The license fee is not refundable, but shall be returned to the applicant if an application is not approved. If a bingo license is issued by the division, the licensee shall be notified by the division of the renewal date for the license ten days prior to that date.

Sec. 2. Section 99B.5, subsection 1, paragraph g, Code 1987, is amended to read as follows:

g. The actual retail value of any prize does not exceed fifty dollars. If a prize consists of more than one item, unit, or part, the aggregate retail value of all items, units, or parts shall not exceed fifty dollars. However, either a fair sponsor or a qualified organization, but not both, may hold one raffle per calendar year at which a ~~prize~~ prizes having a combined value not greater than twenty thousand dollars may be offered. If the prize is merchandise, its value shall be determined by the purchase price paid by the fair sponsor or qualified organization.

Sec. 3. Section 99B.6, subsection 1, unnumbered paragraph 1, Code 1987, is amended to read as follows:

Except as provided in subsections 5, 6, and 6 7, gambling is unlawful on premises for which a class "A", class "B", class "C", or class "D" liquor control license, or class "B" beer permit has been issued pursuant to chapter 123 unless all of the following are complied with:

Sec. 4. Section 99B.6, Code 1987, is amended by adding the following new subsection:

NEW SUBSECTION. 7. The holder of a liquor control license or beer permit may conduct a sports betting pool if the game is publicly displayed and the rules of the game, including the cost per participant and the amount of the winning is conspicuously displayed on or near the pool. No participant may wager more than five dollars and the maximum winnings to all participants from the pool shall not exceed five hundred dollars. The provisions of subsection 1, except paragraphs "c" and "h" and the prohibition of the use of concealed numbers in paragraph "d", are applicable to pools conducted under this subsection. If a pool permitted by this subsection involves the use of concealed numbers, the numbers shall be selected by a random method and no person shall be aware of the numbers at the time wagers are made in the pool. All moneys wagered shall be awarded to participants. For purposes of this subsection, "pool" means a game in which the participants select a square on a grid corresponding to numbers on two intersecting sides of the grid and winners are determined by whether the square selected corresponds to numbers relating to an athletic event in the manner prescribed by the rules of the game.

Sec. 5. Section 99B.7, subsection 1, Code 1987, is amended by adding the following new lettered paragraph:

NEW LETTERED PARAGRAPH. p. The person or organization shall keep records of all persons who serve as manager or cashier, or who are responsible for carrying out duties with respect to a bingo account. Any person or organization which knowingly permits a person who was a manager, cashier, or responsible for carrying out duties with respect to a bingo account for another organization at the time of one or more violations leading to revocation of its license, and which license is currently under revocation shall be subject to license revocation.

Sec. 6. Section 99B.7, subsection 2, paragraph c, unnumbered paragraph 1, Code 1987, is amended to read as follows:

The Except for purposes of bingo, the person from whom the premises are rented shall not be a liquor control licensee or beer permittee with respect to those premises or with respect to adjacent premises.

Sec. 7. Section 99B.8, subsection 1, unnumbered paragraph 1, Code 1987, is amended to read as follows:

Games of skill, games of chance, card games and raffles lawfully may be conducted during a period of twelve consecutive hours once each year at any location, or by any person. The games or raffles may be conducted at any location except one for which a license is required pursuant to section 99B.3 or section 99B.5, or except a location covered by a class "C", or class "D" liquor control license, or any beer permit unless such location has been licensed pursuant to section 99B.6 as premises upon which gambling is allowed, but only if all of the following are complied with:

Sec. 8. Section 99B.8, subsection 3, Code 1987, is amended to read as follows:

3. The division may issue a license pursuant to this section only once during a calendar year to any one person or for any one location. The license may be issued only upon submission to the division of an application and a license fee of twenty-five dollars.

Sec. 9. This Act, being deemed of immediate importance, takes effect upon enactment.

Approved June 3, 1987

CHAPTER 185

TESTING BODILY SPECIMENS OF PERSONS IN CORRECTIVE FACILITIES

S.F. 340

AN ACT relating to the testing of blood or other bodily specimens of persons committed to an institution under the control of the Iowa department of corrections or a jail under the charge of a sheriff or other person, and providing penalties.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. **NEW SECTION. 246.514 REQUIRED TEST.**

A person committed to an institution under the control of the department who bites another person, who causes an exchange of bodily fluids with another person, or who causes any bodily secretion to be cast upon another person, shall submit to the withdrawal of a bodily specimen for testing to determine if the person is infected with a contagious infectious disease. The bodily specimen to be taken shall be determined by the staff physician of the institution. The specimen taken shall be sent to the state hygienic laboratory at the state university at Iowa City or some other laboratory approved by the Iowa department of public health. If a person to be tested pursuant to this section refuses to submit to the withdrawal of a bodily specimen, application may be made by the superintendent of the institution to the district court for an